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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/874,459
Filing Date	June 5, 2001
First Named Inventor	Hannu PAUNONEN
Art Unit	5801
Examiner Name	Vu, Kieu D.
Attorney Docket Number	989.1032

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☒ Other Amendment filed November 1, 2004
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 1,110.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Dona C. Edwards	Registration No. (Attorney / Agent)	42,507
Signature	<i>Dona C. Edwards</i>	Date	November 17, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Annette McPherson	Date	November 17, 2004
Signature	<i>Annette McPherson</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Copied from 10874459 on 01/12/2006



UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Vu, Kieu D.

Group Art Unit: 5801

Re: Application of: Hannu PAUNONEN
Serial No.: 10/874,459
Filed: June 5, 2001
For: A METHOD IN A PROCESS CONTROL SYSTEM AND A PROCESS CONTROL SYSTEM
Confirmation No.: 5801

PETITION TO ACCEPT PAPER AS TIMELY FILED

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

January 13, 2005

Dear Sir:

Applicant hereby requests that the Request for Continued Examination ("RCE") submitted in connection with the above-identified patent application be accepted as timely filed and entered into the records of the U.S. Patent and Trademark Office ("PTO").

The facts are as follows. On November 1, 2004, an Amendment, together with a petition for a one-month extension of time were filed with the PTO, extending the deadline to file a response to the Office Action to October 30, 2004, which was a Saturday, thereby extending the date to November 1, 2004. A copy of the Amendment and Petition as filed are enclosed herewith for your reference.

Further, on November 17, 2004, an RCE, together with a petition for a two-month extension of time were filed with the PTO in connection with the Amendment, further extending the deadline to file a response to the Office Action to November 30, 2004. A copy of the RCE and Petition as filed, along with a copy of the return-receipt postcard submitted with the RCE setting forth the

I hereby certify that this correspondence and/or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 13, 2005.

STEINBERG & RASKIN, P.C.

BY: 

November 17, 2004 mailing date and stamped by the PTO with a November 22, 2004 received date are enclosed herewith for your reference.

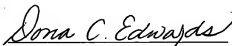
Since the RCE was not processed by the PTO, an Advisory Action was issued by the PTO on January 4, 2005 rejecting the Amendment. A copy of the Advisory Action is enclosed herewith for your reference.

In view of the foregoing facts, it is respectfully requested that the RCE be accepted by the PTO as timely filed and that the Advisory Action be dismissed.

Kindly telephone the undersigned if any additional information or materials are required. Please return the enclosed postcard to indicate your receipt of the above-referenced materials.

It is believed that a fee is not required with this communication. However, in the event that a fee is required, the Director is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 500518.

Respectfully submitted,

By: 
Dona C. Edwards
Reg. No. 42,507

Steinberg & Raskin, P.C.
1140 Avenue of the Americas, 15th Floor
New York, NY 10036-5803
Telephone: (212) 768-3800
Facsimile: (212) 382-2124
E-mail: pto@steinbergaskin.com

DCE:je
Encls.

cc: Martin G. Raskin, Esq. (w/o encls.)